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Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

MARIA D. NUNEZ,)	1:05-cv-0024 DLB
)	
Plaintiff,)	STIPULATION AND ORDER
)	AWARDING EAJA ATTORNEY FEES
v.)	
)	
JO ANNE B. BARNHART,)	
Commissioner of Social)	
Security,)	
)	
Defendant.)	
)	

IT IS HEREBY STIPULATED by the parties, through their undersigned counsel, subject to the approval of the Court, that counsel for plaintiff be awarded attorney fees under the Equal Access to Justice Act in the amount of FOUR THOUSAND EIGHT HUNDRED DOLLARS AND NO CENTS (\$4,800.00). This amount represents compensation for legal services rendered on behalf of plaintiff by counsel in connection with this civil action for services performed before the district court in accordance with 28 U.S.C. § 2412(d).

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1 This stipulation constitutes a compromise settlement of
2 plaintiff's request for EAJA attorney fees and does not constitute
3 an admission of liability on the part of defendant under the EAJA.
4 Payment in the aforementioned sum under EAJA shall constitute a
5 complete release from and bar to any and all claims, rights,
6 causes of action, liens or subrogated interests relating to
7 attorneys fees incurred in this action under EAJA.

8 The settlement of plaintiff's claim for EAJA attorney fees
9 does not preclude plaintiff's counsel from seeking attorney fees
10 under 42 U.S.C. § 406(b) of the Social Security Act, subject to
11 the offset provisions of the law.

12 Respectfully submitted,

13 Dated: June 12, 2006

14 /s/ Stuart Barasch
15 (As authorized via facsimile)
STUART BARASCH
Attorney for Plaintiff

16 Dated: June 13, 2006

17 MCGREGOR W. SCOTT
United States Attorney

18 /s/ Kimberly A. Gaab
19 KIMBERLY A. GAAB
Assistant U.S. Attorney

20 IT IS SO ORDERED.

21 Dated: June 15, 2006
22 3c0hj8

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE